*G. R. S. 59] P 30

GENERAL AND REVENUE SECRETARIAT.

1911.

(Police)

File No. 173-10.

Serial Nos. 1 to 9

Papers Filed.

Month August 1911.

SUBJECT.

Appeal of Anna Chinnappa of Bar against the order of the Dist: Magistrate, Bar refusing grant of license to keep, parade and [illegible]

PREVIOUS REFERENCES.	LATER REFERENCES.
	Pol 172-13.

recorded by Cramation 18.10.11

SW 17/10

G.R.S. 11] 19[illegible].

GENERAL AND REVENUE SECRETARIAT.

(Police.)

NOTES.

File No. 1737.

FILE HEADING.

Appeal of Annui Chinnappa & Banjalore against the order of the D.C. Kaufe. re the grant of licence to keep, parade and burn Kama.

From

Annui Chinnappa, Banjalore,
thro' messrs K.R. Seshiengar & Lubeck.

No. .. Dated 10.3.11 Received 13.3.11

Diary No. 1297 | Enclos. 3 | Spare Copies -- | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Appeals against the order of the D.C. Kaufe. & Banjs refusing to grant him a licence to keep & parade ~~his~~ Kama and prays for an ad interim stay order prohibiting Sankinappa from keeping, parading & burning Kama pending the decision of the appeal.

NOTES AND ORDERS.

1) Secretary's order:—

P Bx III, Put up reference, if any and submit to Ist Councillor on Monday. (Sd) C.S.13

2) 10-3-11 There are no references on.

NOTES—First sheet

GPB—15,000—24-4-09.

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General and Revenue Secretariat.

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The subject Subd. for orders into a B.G. copy 13.3.11 Copy of the Police Regulation.

SW(II)
18/8/11 (1st Consulta)

13/3/11

3 The question is, does an appeal lie to Government against the order of the Distt Magistrate? Please see the discussions & select Committee report on the Police Regulation. It was not intended that Government should hear appeals in individual cases as was being done before

13/3/11

Branch III.

4 Subd. It seems from the discussions on the Police Bill that no appeal lies to govt in such cases But govt. may receive petitions and dispose of them in the exercise of the general powers which are vested in them in this behalf. Orders passed by govt on such

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petitions have decided in the [illegible]
y directions of D.C. Mayilu and
and not as [illegible] in appeal
ovid the decision of D.C. Mayilu.

B.G.
(67)17.3.11.
SN.11

18/3/11 5) The application before Govt. has been presented distinctly as an appeal against the order of the Dist. Magte, and it is prayed that the said order may amended and the right in question conferred on the appellant who claims it That Govt. can not ~~absolutely~~ entertain such an appeal is obvious from the and discussions connected with the Po Regulation.

1st Councillor)

BR
20.3.11

2438
23-3-11

6) Please call for a report with the records of the Case

KR
23/3/11

Draft KR 24/3/11

B.G. 24.3.11.
(67)24.3.11.
SN(11)

7) Subd. with a draft.

8) Issue KR 24/3/11

NOTE—Contn. sheet.

GPB—60,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 173 of 19 10-11

Serial No.	
2	To The Dt. Magte. Bangalore. no. T 2721 B/ 24.3.11. calls for a report with the records of the case.
3	From The Dy. Comr. Bangalore. no. 5466 B/10.4.11 Forwards the records connected with the subject and states that his order B/7.3.11 filed in the records contains the facts of the case in full.

7 C 9

9) The records were called for at the instance of the Ist Council. The Dy. Comr. seems to have overlooked the fact that Annaji Channappa was being granted licence to both keep and burn Kerosene from 1883 to 1889. All other things are as stated in the Dt. Magte's order referred to above.

Subd. for orders.

B.G. 19.5.11. (B/12.5.11.) MS (25) 15/5

Vide 7 C R & following papers.

10) As in Similar Cases the parties may perhaps be heard if there is no objection. [We are not bound to hear the parties].

1827. 15/5/11 Let ... days may be fixed ... 15/5/11

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 173 of 1910-11

Serial No.

12) Draft. subd.

B.G. (97)16.5.11. SW(11) 16/5

13) Issue after ascertaining that the Councillor has no ~~other~~ Council Committee Cases to attend to on hand

17/5/11. SW

14) To Branch I for kindly stating whether any cases have been posted for hearing on 3.7.1911.

B.G. (97)17.5.11 SW(11) 18/5

15) No cases have been posted for hearing on the above date.

To Branch III

B.G.11. 18/5. CS

Issue 18/5

From 18/5 4 To Ammi Channappa & Sankarappa Rep. T 3232-3 Dt 23.5.11.

Informs them that the case will be heard on 3.7.11.

Writ to be issued before the 1st July

16) Subd. The case is to be heard on next Monday.

B.G. (97)29.6.11. SW(11)

Sub D.

Mch B.G. 1.7.11.

NOTE—Contn. sheet.

G.P.B—55,

G. R. S. 12]
General and Revenue Secretariat.

· Police File No. 173 of 1910-11

Serial No.

18) Subd. with a draft.

B.G. (57) 4-7-11 SN(11) 4-7-11

19) [The hour & date has to be kindly intimated]
Subd to DC?
SN

Sundry Mr (16) Idu 6/7

20) Subd. 8 a.m. on 11/7/11
BG 7-7-11 SN
KRM 10/7/11
MK

21) Issue today
11/7/11 SN

5 To Mr. K.R. Sesha Ayyar, Mr. D. Venkatasamiah } no. J 187-8 D/ 11-7-11.

Informs that the the 1st Councillor will inspect the spot on Friday the 14th instant at 8 a.m.

22) Subd. This may now be subd. to the 1st Councillor.
B.G. (57) 15-7-11 SN(11) 15/7/11

23) Subd. with a draft D.O. as personally instructed. Mr. D Srinivasa Iyengar has presented no Vakalatnama
B.G. (57) 17-7-11 SN(11) 17/7/11

24) Issue SN 17/7/11.

Note—Contn. sheet.

GPB—55,9 81—27-4-09

G. R. S. 12]

General and Revenue Secretariat.

Police File No. 173 of 1910

Serial No. 6

To

Mr. L. Srinivasiengar
Mr. D. Venkataramaiya } Do. no. J 286-7 dt 18-7-11.

Enquires whether any amicable arrangement has been arrived at in the matter

from

Mr. L. Srinivasiengar, no. 101 dt 22-7-11

States that no compromise has been effected and fears that the dispute has to be put an end to by an open fight

25) No reply has yet been recd. from Mr. Venkatārāmaniah. Subo. with a draft reminder.

B.G. dt 27-7-11. SN (11) 29/7/11.

26) Please submit the file with 8 typs. Mr. L.S. Iyengar's letter is fairly definite and there is no need to wait for Mr. V. Aiya's reply

29/7/11.

Mdu 29/7/11

27) File subo. as directed.

B.G. dt 31-8-11. SN 1/9/11.

28) Mr Venkataramaniya's letter is also since received. He says that the other side is not desirous about a Compromise.

29) Subd to H'Ble for favouring orders.

Serial No.

A draft will be laid after the Surrance of the order is indicated.

2/8/11.

8 From Mr. D. Venkataramayya. G/ 2.8.11

States that the other side does not seem to be serious about the compromise

30) Subd. to the 1st Councillor

B.G. G/2.8.11 SN 3.8.11

31) This is really an inter caste dispute and the Kama dispute is simply an outcrop of it. It is all very well in theory to allow every citizen full liberty to keep a Kama, partake in procession in public streets and to burn it in the usual way. The recognition of this theoretical right may in practice lead to most undesirable consequences. Each Community generally keeps one such Kama thro' its accredited representatives and in the interests of Social harmony & public peace

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 173 of 1910-11

Serial No.

this is not expedient order
to multiply such Kavals
In the present case the
order of the Distt Magistra
affirms the right of the
Devanga Community, in this part of the to
one Kavala, parade & burn
with the usual honors. Thou
the accredited representati
of the Caste. Petr seeks h
set up a right of his own
as against the Gypsum orde
of the Caste. Petrs place of
Kavala is immediately behin
the road on which the usual
Kavala is kept. I do not
see any ground to interf
with the order of the Distt Ma
declining permission to the P
to parade his Kavala.

32) Petn may be rejected.

33) Tried to bring about
an amicable settlement
but the parties would not
Come to terms.

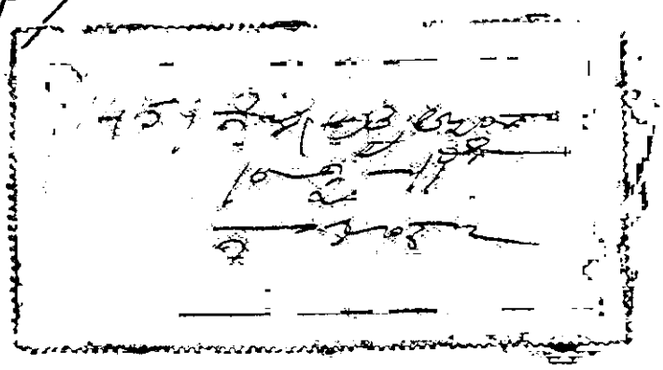
34) Put up draft

7/8/11.

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 173 of 1910-11

Serial No.	
	35) Draft subd.
	SW(11) 11-8-11 A brief Endt as drafte Seems to be Sufficient. Draft may be perhaps be appd. Subd to W/C 12/8/11. Approved W/M 15/8/11
579/11	Issue CM 18/8/11 18/8/11
9	To Admni Chinnappa. no. J647D/21-8-1911 Declines to in liaison with the Dt. Magte's order.
	To The Dt. Magte., Bangalore. no. J648D/21-8-11 Forwards copy of the above.



To,

The General and Revenue Secretary

To The Government of His Highness

The Maharaja of Mysore, B A N G A L O R E.

Appeal No. of 1910-1911.

Ammi Chinnappa,
Old Chamarajpet,
Bangalore City. .... Appellant.

- Vs -

Shenkarappa,
Old Chamarajpet,
Bangalore City. .... Respondent.

The appellant abovenamed begs to appeal against the order of the District Magistrate, Bangalore, dated the 7th March 1911, in the matter of the application of the appellant for a License to celebrate the Kama festival at his house in Old Chamarajpet, Bangalore City for the following among other reasons:-

I. Because the question of Mamul or preferential right does not arise in a case of private religious -- worship.

II Because the District Magistrate has not -- sufficiently scrutinized the previous licenses granted

to

to the appellant which would show that he has been, like the respondent, in undisputed enjoyment of the right since 1883.

III. Because the Respondent has nc locus standi in opposing the appellant.

IV. Because the effect of the order of the District Magistrate is distinctly prejudicial to the -- maintenance of Public Peace.

W H E R E F O R E the appellant prays that the order of the District Magistrate may be amended so as to give equal rights to the appellant, and that pending the disposal of this matter an ad interem stay order may be passed. The Rama festival is to be celebrated on the 14th instant.

T H E appellant craves leave to annex hereto an affidavit settingforth the general effects of the case and the reasons for the non-production herewith of a certified copy of the District Magistrate's order.

Bangalore.
10th March 1911.

Appellant.

K. R. Lucas Iyengar

To,

The General and Revenue Secretary

To The Government of His Highness

The Maharaja of Mysore, B A N G A L O R E.

Appeal No. of 1910-1911.

Ammi Chinnappa. .... Appellant.

- Vs -

Shenkarappa. .... Respondent.

Affidavit of Ammi Chinnappa the Appellant abovenamed.

I, Ammi Chinnappa, the abovenamed appellant on solemn affirmation state as follows:-

1. I have obtained licenses to celebrate the Kama Festival since the year 1883. From the year 1883 until - 1889 I have obtained licenses both to instal Kama and burn the effigy of Kama after the usual ceremonies. From the year 1890 until the year 1907 I obtained licenses only to burn the effigy of Kama since I did not wish to incur the heavy expenses which would be necessary if I had to instal Kama. In 1908 I obtained a license both for in-- stalling Kama and for burning the effigy of Kama.

2. The respondent's uncle Mahadimane Munisamanna during his life time was first obtaining licenses only to burn the effigy of Kama commencing from the year 1879 and he continued to get such licenses till 1885. In 1886 he (M. Munisamanna) applied for and obtained a license both to instal Kama and burn the effigy of Kama and continued to get such licenses during his life time. After his death his younger brother, i e, the respondent's father Chicka Munisamanna was getting similar licenses till 1907. In the year 1908 the respondent came forward, although his father was and is still living, and obtained a license - for the first time in his name. The appellant and the respondent both obtained licenses in 1908 for installing Kama and also to burn the effigy of Kama.

3. I applied for a similar license in 1909 and the respondent objected to the issue of such a license to me. On account of this dispute no licenses were issued to both parties in 1909 and 1910.

4. I have good reasons to believe that the respondent's reasons for objecting to the grant of the license applied for by me are absolutely unjustifiable and are -- personal to himself. The respondent is a young man and his father who was hitherto the grantee of licenses on an equal footing with myself is still alive and is capable of guarding his rights.

5. The District Magistrate after several adjournments and without recording any evidence in the case has ordered that the ~~appellant~~ respondent may be granted a license both for installing Kama and burning the effigy of Kama while

I

I am given a license only to burn the effigy of Kama.

6. I submit that that the right to celebrate the Kama festival is not one that can be arrogated by any one in particular.

7. I and the respondent belong to Devanga Community and live in different streets. I applied for permission to instal Kama in a Stable attached to my house and this will in no way interfere with the respondent's celebration of the festival. All along I and the respondent and his father and uncle have celebrated the festival peacefully and without giving room for any disturbance of the peace. There is not the slightest reason for apprehending any disturbance of the public peace.

8. The order passed by the District Magistrate is to the following effect:-

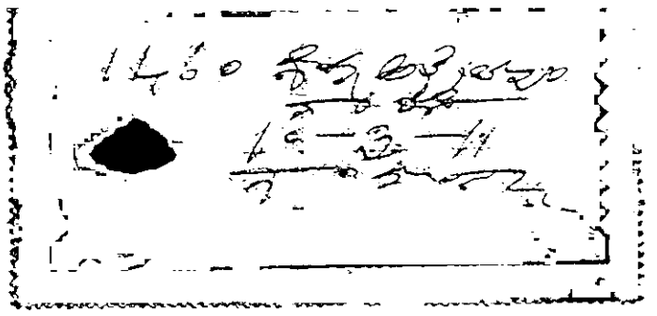
> "That in as much as the respondent has been celebrating the Kama festival for over 20 years he has a preferential right."

9. A certified copy of the order has been applied for on the 8th instant and it has not yet been granted. It is promised to be given to day and will be produced as soon as it is received.

Bangalore.
10th March 1911.

Appellant. (Petitioner)

Solemnly affirmed to
Before me
10-3-11
District Judge
Ex Officio Station, Bangalore



To The Secretary to the Government of ಕೋರ್ಟಿಗೆ.
His Highness the Maharaja of Mysore

10 —19 11 — ನೇ ಇಸವಿ-ಅಪೀಲ್ ನಂಬರು.

ವಾದಿ. Appellant
Ammi Ebrimatha

ಪ್ರತಿವಾದಿ. Respondent
Chenkarappa

To
Messrs H. Lubeck, Barrister at Law
and K.R. Srinivasa Iyengar Advocate

ಮಾ॥ ರಾ॥ _____ ವರಿಗೆ.

Appellant ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮ.

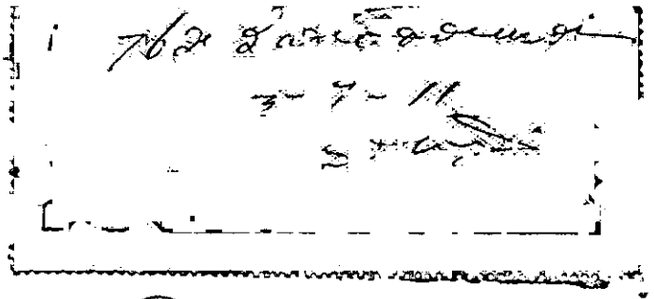
ಮೇಲ್ಕಂಡ ನಂಬರ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಯೂ, ಈ ಮೊಕದ್ದಮೆಗೆ ಸಂಬಂಧಪಟ್ಟ ವಿಚಿತ್ರ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ, ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರೀ ಮೊಬಲಗು ತಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡೆದುಕೊಂಡು ರಸೀದಿ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ವತ್ತಿಂಪು ಪ್ರೋಸೆಸಿಸ್ವತ್ತಿಂಪು ಸಹ ಪಡೆದುಕೊಳ್ಳುವದಕ್ಕೂ, ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಚಿತ್ರ ದಸ್ತ್ವೇಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗದುಕೊಳ್ಳುವದಕ್ಕೂ, ಸಹ ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈವಿಷಯದಲ್ಲಿ ತಾವು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇದ್ದೇನೆ.

ತಾರೀಖು } ರುಜು

ಈ ವೊಕ್ಕಾರ್ನಾಮ ಕೊಟ್ಟವರು ನನಿಗೆ ಪರಿಚಯುಸ್ತರಾಗಿ ನನ್ನ ಸನುಕ್ಷನು ಇವಕ್ಕೆ ರುಜು ಮಾಡಿರುವದರಿಂದ ನಾನು ಸರ್ಟಿಫೈ ಮಾಡಿ ಇದ್ದೇನೆ.
K.R Seeka Iyengar

ಈ ವೊಕ್ಕಾರ್ನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇದ್ದೇನೆ
K. R. Seeka Iyengar

ಈ ಫಾರಂ ಬೆಂಗಳೂರು ಸಿಟಿ ಚಿಕ್ಕಪೇಟೆ ಪ್ಲಾಟಿಂಗ್ ವೆಂಡರ್ ಯಂ. ನಂಜುಂಡಪ್ಪನವರ್ಲಿ ದೊರೆಯುತ್ತೆ.



ಕೋರ್ಟಿಗೆ.

19 —19 ನೇ ಇನವಿ ನಂಬರು.

ವಾದಿ. ಪ್ರತಿವಾದಿ.

ಮೈ॥ ರಾ॥ ವರಿಗೆ.

ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮ.

ಮೇಲ್ಕಂಡ ನಂಬರ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾಧಿಸಿ ಫೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಯಾ, ಈ ಮೊಕದ್ದಮೆಗೆ ಸಂಬಂಧಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ, ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರೀ ಮೊಬಲಗು ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡೆದುಕೊಂಡು ರಶೀದಿ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ವಾಂಪು ಪ್ರೋಸೆಸಸ್ವಾಂಪು ಸಹ ಪಡೆದುಕೊಳ್ಳುವದಕ್ಕೂ, ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೈ ವೆದ ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗದುಕೊಳ್ಳುವದಕ್ಕೂ, ಸಹ ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈವಿಷಯದಲ್ಲಿ ತಾವು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇಧ್ದೇನೆ.

ತಾರೀಖು 8/12/11

ರುಜು

ಈ ಮೊಕ್ತಾರನಾಮ ಕೊಟ್ಟವರು ನನಿಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜು ಮಾಡಿರುವದರಿಂದ ನಾನು ಸರ್ಟಿಫೈ ಮಾಡಿ ಇಧ್ದೇನೆ.

ಈ ಮೊಕ್ತಾರನಾಮವನ್ನು ಅಂಗೀಕರಿಸಿ ಇಧ್ದೇನೆ

ಈ ಫಾರಂ ಬೆಂಗಳೂರು ಸಿಟಿ ಚಿಕ್ಕಪೇಟೆ ಪ್ಲಾಂಚ್ ಪೆಂಡರ್ ರಸ್ತೆ, ನಂಜುಂಡಪ್ಪನವರ್ಲ್ಲಿ ದೊರೆಯುತ್ತೆ.

In The Court of The District Magistrate of Bangalore District.

Dated this 7th day of March 1911.

Present: B.J. Kumaraswamy Naik, Esquire, District Magistrate.

Sanakrappa. ..... Petitioner.

-Vs-

Government. ..... Counter Petitioner.

Upon reading the petition presented by Mr. C.V. Narasimha Iyengar, Advocate for the petition, stating that license to the petitioner for the celebration of Kama Festival as per Mamul, was for no reason refused by the City Magistrate, Bangalore and that the same may be granted by this Court, the connected record was called for from the City Magistrate's Court.

After perusing the record and after hearing the Advocate for the petitioner, the record was sent back to the City - Magistrate with this Office No. dated for disposal of the petition on merits, because he had not passed final orders in the matter.

The City Magistrate, Bangalore, has again sent up the connected record for the decision of this Court under Section 41 of the New Police Regulation No. V of 1908.

Mr. D. Venkataramiah, Advocate, for the petitioner has been again heard on the subject.

The

The following Exhibits have been produced by the petitioner:-

A1, A2, A3, A4, A4, A5, A6, A7, A8, A9 A10, A11, A.12, A.13, A.14, A.15, A.16, A.17, A.18, A.19, A.20, A21, A22, A.23, A.24, A.25, A.26, A.27, A.28. (Licenses issued from 1879 up to 1909).

The Court passed the following order:-

It is a pity that the petitioner was refused a license last year (1910) to instal Kama in his Patthh, that is, what they call the "Old Chamarajpet" although apprarentl: he has been in possession of licenses for over 20 years commencing from the year 1886 to instal Kama, year after year during the Holi festival.

The then City Magistrate passed a summary order to say that he could not grant the license unles both parties agree and executed a Muthhalika. (Vide City Magistrate's order - dated 22nd March 1910). The other party referred to by the Magistrate is one Ammi Chinnappa a resident of the same Pet (Vide licenses received) The petitioner Sankarappa has be obtaining licenses undisturbedly since the year 1886, to kee Kama, to parade the same and also to burn the Kama, i e, to perform Kama Dahana. It was only during the last year that formal license was refused to him for the first time. Ammi Chinnappa who is entitled to only burn the Kama, that is to p form Kama Dahana, according to his licenses obtained since t year 1890,. somehow managed to get a license from the Police for the first time in the year 1908, to install a Kama. It is for the first and the last time that he obtained such a

license

license against Mamul in the year 1908. The very next year, the Police found out their mistake and have recognised his title only to burn Kama. (Vide License given to Ammi Chinnappa in 1909). Ammi Chinnappa seems to have again revived his application to instal Kama in 1910, on the strength of a license granted to him by mistake in a single year, i e, 1908, which fact he also mentions in his petition (Vide his petition dated 10-3-1910 marked Ex.B.) Both the parties appeal to this Court against the order of refusal passed by the then City Magistrate last year. The records were returned to the City Magistrate for his passing final orders in this case. In the meanwhile there was a change in the personnel of the officer that presided over the said Court. The records were again referred back to this court by the present City Magistrate, who is of opinion that a dispute exists between the two parties in connection with the question of installing Kama and that a decision should be passed by this Court under Sec: 41 Clause (1) of the Police Regulation.

I at once differ from the opinion of the City Magistrate and hold that this is not a case which comes within the perview of Section 41 Clause (1) of the Police Regulation.

This is only a quention as to whether Ammi Chinnappa is entitled to instal Kama or not. It is beyond dispute that petitioner Sankarappa is entitled to the same for upwards of 20 years. Even Ammi Chinnappa does not dispute that right of Sankarappa. A mear glance at the several licenses produced by both parties will convince even a lay-man what right or rights the two parties individually possess as per Mamul. There can be no question that Sankarappa is for the 24 years

entitled

entitled to instal, parade, and burn Kama, in the Old Chamarajpet. (Vide his licenses Marked A.1, to A.28.)

That Ammi Chinnappa is entitled to burn Kama Picture only, i e, to perform Kama Dahana as per Mamul, cannot also be denied. There is not a particle of evidence to show that Ammi Chinnappa had even the right of installing a Kama during the last 20 years, except during a single year in 1908 which right was apparently cancelled during the very next year. (Vide Exs. B.7 to B.24 & B.26).

It is needless to discuss whether the installation of Kama, its parade with the accompaniment of the singing of obseen songs, &ce., is considered to be a religious celebration. Concurring with the views of my predecessors, Messrs. V.N. Narasimha Iyengar and H. H. Sparkes, I hold that Kama carriable should be discouraged as far as possible. To use the words of Mr. Narasimha Iyengar it is easier not to permit an obnoxious custom newly than to abolish what is actually exercised. (Vide Mis: Orders No.I 1896-97 & 07

License to instal Kama has therefore been refused to Ammi Chinnappa. License will therefore be granted to petitioner Sankarappa to instal, parade and burn Kama. By parade I mean taking out Kama idol in procession, in the Mamul stree in customary manner. License will also, issue to Ammi - Chinnappa to burn Kama effigy is to perform Kama Dahana.

Sd. B. J. Kumaraswamy Naik
District Magistrate.

True Copy.

File no. 173-12
Sl. no. 2

GOVT. OF H. H. THE MAHARAJA OF MYSORE.

GEN. & REV. SECRETARIAT.

OFFICIAL MEMORANDUM.

No. J.2721: Genl

The accompanying Petition Registered No. J.229.2 dated 10:3:11 received at the General and Revenue Secretariat from the Assistant Commissioner of the Bangalore city complaining against the order of the D.C. Bangalore refusing to grant him a licence to keep a parade Kama

is forwarded, together with its enclosures, to the D.C. Bangalore D.C. for early report with the records of the case.

By Order,

24/3/11
For Secretary.

BANGALORE,
..... 19.....

A.P.T.O.

B.G. SN
(5)24.3.11.

GPB—6,000—28-2-10

ತಿರ್ಜಿದಾರ್.....ತಾಲ್ಲೂಕು

.....ಪೋಬಳಿ

.....ಗ್ರಾಮದಲ್ಲಿರುವ

.....ಗೆ

ಇಂಡಾರ್ಸ್ಮೆಂಟು.

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ವಿಷಯದಲ್ಲಿ ನೀವು ಗುಜರಾಯಿಸಿಕ್ಕೊಂಡ.....

ಮತ್ತು ಮಿನ ಅರ್ಜಿಯನ್ನು .....ಜಿಗ್ಯೆ

.....

.....ರವರ ಬಳಿಗೆ ಕಳುಹಿಸಿದೆ.

ಬೆಂಗಳೂರು.

By Order,

Secretary.

15 J 2587

S. No. 444
3 files

Bangalore District
Deputy Commissioner's Office
Dated 10th April 1911
file no. 173-10
Sl no. 3

From: B. J. Kumaraswamy Naik Esquire B.A.
Deputy Commissioner
Bangalore District
Bangalore

To. C. S. Balasundaram Iyer Esquire B.A.
officiating Secretary to the Government
of Mysore
General and Revenue Departments

Sir,

Adverting to your official memorandum no J 2721 dated 27th March 1911, Revl 173-10-8 calling for a report with records on the petition of one Ammi Channappa, appealing against my order refusing to grant him a licence to keep and parade Kama, I have the honour to forward herewith, the entire records connected with the Subject and to state that my order dated 7th March 1911 filed in the records contains the facts of the case in full. The petition of Ammi Channappa together with its enclosures received with the memo under reply is herewith returned.

I have the honour to be
Sir
Your most obedient Servant

III
1/4 Jan Police

J 2587

1910 - 11

From B. J. Kumaraswamy Naidu B.A.
Deputy Commissioner
Bangalore District

To C. S. Balasundaram Iyer Esq B.A.
Officiating Secretary to the
Government of Mysore
General and Revenue Departments

Dated 10th April 1911

Despatched 11

Received

General No.

S. No. 1+1+4

Enclosure No. 3 files

Secys letter No. J. 2724/Police 173-10-5
dt 27th March 1911

Submits records on the petition of one Ammi Channappa of the Bangalore City complaining against the Bangalore District Magistrate's order refusing to grant him a license to keep and parade Karna

J3232-3 తే 23/5/11

7ఉ ఋ.ం. 1/3-70
Sl.No.4

మీకుమంరు సంబంధించి నరకాసురుడు ఊరి పరిపరిపరకాల
రాజు నరకాలు మీద్వారి కిసుబ్బా సిపైలీ లీ. యు పరిపరిపోయింది-
ని.

2(i)
5-11.

చింగళూరు ఉళ్లిబాబుగారు యిచ్చేటియ్యిరుచ

(1) అమ్మి రంగ్గడాంపల్లి నరకాసుర అమ్మిచన్నపు
నరకాసి

(2) సర్వసాధారణమైన రాజుమల్లాపేనరకాసు
ఊరు మధుడిపుని చంపరప్పనరకాసి

ఉంటుం.

కాబట్టి నన్ను ఇచ్చు లుబ్ధిగుమ్మి రకనమాడుటకి
బాధరళ్లి (1) నిమనూమ్మమ్మ మధుడిపుని చంపకరప్పనర
రంగూ (2) నిరు శూరాలిమ్మి చన్నపుపరి గూం ఇరుచ
రకరాకు మీం ఇద్దుమీ యు మ్ మీం లు నీ చెప్పిందిలా
మీరందిరి పుట్టిన శత్రుశరీర చింగళూరు అరాంం
రిపోయిరియుళ్ల ఇంకా నీ ఇసిని చూస్తే 3 రోజులు
మరొక్కపుడు తీరుబడి నీని చూరణం మంరు కాళ్ళారం
ద్ధిం చని పేరుళ్లు అరిపోకి స్థంకరాని ఉంగలు
ఉద్రిగా లాంయుర్ మూం లంకాని ఉంగలు నిచుట్ల లు
రకాలు నరళ్లపోయిళ్లిం ళ్లు శత్రుశరీరాలు సంగతి
శిళయంచని శిద్ధి.

ఉంటుంచుమీం చాలా

ఇట్లి చరిపరిపరకాలు.

16.5.11

11/7/11

Police

G.R.S. 26] File No. 173-10

Serial No. 5

Diary No. of letter replied to

No. J/87-8

General and Revenue Secretariat
(Police)
, *the* 19 .

To

(1) K. R. Seshia Iyengar Esqr. B.a., B.L.,
Advocate
~~Counsel~~ for Annaiah

(2) D. Venkataramaiah Esqr. B.a.,
Advocate
~~Counsel~~ for Sankarappa

Date of issue 11-7-11

Signed by Sri D. Hirigaiah

Sir,

I am directed to ~~in~~ State for your information ~~from you that~~ in connection with the dispute between Annaiah and Sankarappa of old Chamarajpet, Bangalore City, in the matter of ~~inviting~~ and ~~taking~~ the Rama in procession, Mr. K. P. Puttanna

over.

SUBJECT.

First Member of Council

[illegible], ~~Hon Councillor~~, will ~~read~~ his speech

~~respect the Petn~~ 2/10/11 on the Friday the

4th inst 1911 at 8 a.m.

---- ---- ---- I have &c

---- ---- ---- ----

---- ---- For Secretary

K[illegible]

10/7/11

4.7.11.

SM(11)

4/7

List of enclosu

Copied by KG 11/7/11

Examined by SM 11/7/11

GPB—20,000—25-9-10

Confidential

Draft D.O.

File no. 173-10
Sl. no. 6

No. J 286-7 / Police 173-10. Bangalore Dt. 18-7-11

Sir, With reference to the dispute regarding the installation
of a Kama between Abi Chinnappa &
Shankarappa
I am desired to state that
Mr. K. P. Puttanna Chetty, the 1st Councillor
inspected the Chamarajpet, Bangalore
City, on the 14th instant in connection
with the Kama procession dispute
between Abi Chinnappa & Shankarappa.
It was understood at the time that
the parties would come to
an amicable settlement of the
question. I am now to enquire
whether any understanding
has been arrived at in the matter
of an early reply is requested.

Yours Sincerely

Asst. Secy.

To
(1) L. Srinivasiengar Esqr
Advocate for Abi Chinnappa
(2) D. Venkatasamiah Esqr B.A.
Advocate for Shankarappa

B.G.
6/7/11
SR (III)
11.7.11

L. Sreenivasiengar,
ADVOCATE,
LAKSHMI STHANAM.
No 101

KASIVISWESWAR TEMPLE ROAD,
Bangalore City 22. VII. 1911

To
S. Hiriyannaya Esq.
Asst Secretary
General & Revenue Dept.
Govt. of Mysore.

Re. G. 286-7/Police 173-10

Sir, I received your letter re the dispute about the grant of licence between Shankarappa and Ami Chinnappa.

I am informed that no compromise has been effected between the parties & that they have not approached each other. I am a paid the matter has to be decided & the dispute put an end to by an order or decision by the Government.

I beg to remain,
Sir
Yours Sincerely

K. VENKATARAMAYYA,
ADVOCATE.

"Kala Nidhi," Malleswaram,

Bangalore, 2nd August 1917.

D. DIARY NO. 9322

1911-172
SECTION Police
FILE NO. 173-10
SERIAL No. 8

Sir

With reference to your confidential ~~Letter No. 9286~~ / Police 173-10. enquiring whether any Compromise had been effected between the parties in pursuance of the talk at the time of the inspection of the locality by the 1st Councillor, I beg to state that the other side does not seem to be serious about it.

To,

S. Shivamanjya Esqr
M.H.B.L.

I remain
Yours Sincerely
K. Venkataramayya

Police
File no. 17
Sl. no. 9

Govt. of H.H. the Maharaja of Mysore
Genl. & Rev. Secrt, Bangalore
Dt- 24th Aug 1911.

No. 3007
Police 173 M 9

Endorsement granted to Annai Chinnappa, resident of Chamarajpet, Bangalore City, in reply to his petition dated the 10th March 1911 appealing against the order of the Dt. Magte. of the Bangalore Dt declining to grant him a license to keep and purchase Kama.

The petitioner is informed that Govt. see no ground to interfere with the order of the Dt. Magte. in the case.

The petition is ~~rejected~~ rejected.

The copy of the Dt. Magte's order received with the petition is herewith returned.

By Order
For Secretary

Copy to Sankarappa, son of Chikka munisamappa, Chamarajpet, Bangalore City with reference to his petition dated 10th March 1911.

By Order
For Secretary

Copy to the Dt. Magte. of the Bangalore Dt. with reference to his letter no. S. 464 dated the 10th April 11 with the records.

By Order
For Secretary